SEP 0 4 2002

Attorney's Docket No.: 13407-012001

Client's Ref. No.: 00-066

#4

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled Methods for the Metabolic Maintenance Using Cotransporters, the specification of which was filed on December 12, 2001 as Application Serial No. 10/017,479.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

U.S. Serial No. Filing Date Status

60/255,013 December 12, 2000 Pending

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Louis Myers, Reg. No. 35,965 John J. Gagel, Reg. No. 33,499 Robert C. Nabinger, Reg. No. 33,431

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor:

Inventor's Signature:
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Citizenship:
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Combined Declaration and Power of Attorney Page 2 of 2 Pages

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